



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor :

Yunus Mohammed

Appln. No.: 09/751,871

Filed : December 29, 2000

For : COMPRESSED LEXICON AND METHOD
AND APPARATUS FOR CREATING
AND ACCESSING THE LEXICON

Docket No.: M61.12-0334 / 154582.01


Group Art Unit: 2655

Examiner: Opsasnick,
Michael N

PRE-APPEAL REQUEST FOR REVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS
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24 DAY OF February
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PATENT ATTORNEY

Sir:

This request is a request for a Pre-Appeal Review according to the rules promulgated in the Official Gazette of 12 July 2005 and extended on January 10, 2006. This request is based on the rejections in the Final Office Action mailed November 1, 2005, and the Advisory Action of January 18, 2006.

Claims 1-31 are pending in the application. The Examiner rejected claims 1-31 under 35 USC §103(a) as being unpatentable over Burrows, U.S. Patent No. 6,021,409, in view of Sarukkai et al. U.S. Patent No. 5,819,220. The Examiner also requested a new title in the Final Office Action. However, the Examiner indicated that this title would be entered upon appeal and then for the Applicant assumes that the amended title has been entered for this Pre-Appeal Review. If this is not correct, the Applicant respectfully requests that they are so informed. The Applicant submitted arguments in the amendment and responses filed December 15, 2004, August 15, 2005 January 3, 2006 to illustrate the fundamental differences between the

cited references and the claimed inventions. The Applicant again reiterates those arguments in their entirety with this request for a Pre-Appeal Request for Review. In particular, the Applicant points to the arguments presented on page 2-9 of the Amendment After Final filed on January 3, 2006 that the Examiner has cited non-analogous art, and has failed to give the limitations present in the preamble their appropriate weight when so indicated by the Applicant as laid out in MPEP §2111.02. The Applicant has asserted that the limitations of the preamble are necessary for one to understand what the Applicant invented and intends to be encompassed by the claims. Further, the Applicant asserts that the limitations in the preamble appropriately frame the invention that is claimed.

In conclusion, the Applicant respectfully request reconsideration and allowance of claims 1-31 at this review.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123. A duplicate copy of this communication is enclosed.

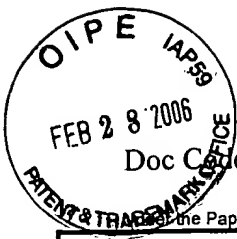
Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

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Doc Code: AP.PRE.REQ

PTO/SB/33 (07-05)

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PRE-APPEAL BRIEF REQUEST FOR REVIEW

Docket Number (Optional)

M61.12-0334

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on February 24, 2006

Signature

Typed or printed name

NATHAN M. RAU

Application Number

09/751,871

Filed

12/29/00

First Named Inventor

Yunus Mohammed

Art Unit

2655

Examiner

Michael N.

Opsasnick

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a notice of appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

Note: No more than five (5) pages may be provided.

I am the

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applicant/inventor.

☐

assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☒

attorney or agent of record. 45,466
Registration number

☐

attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34

Signature

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Typed or printed name

612-330-0585

Telephone number

2/24/06

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

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*Total of 1 forms are submitted.

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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